

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Alex Gee,

Complainant,

vs.

Southern California Edison Company,

Defendant.

Case 02-06-020
(Filed June 13, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
SETTING PREHEARING CONFERENCE,
DIRECTING PARTIES TO MEET AND CONFER AND
REQUIRING PREHEARING CONFERENCE STATEMENTS**

Prehearing Conference (PHC): To clarify the factual and legal issues in dispute, the Commission will convene a PHC by telephone:

October 11, 2002

10:00 a.m.

California Public Utilities Commission Court Room

State Office Building

505 Van Ness Avenue

San Francisco, California 94102

The Commission will originate the call to Alex Gee (Gee) and to Southern California Edison (Edison). The telephone numbers of record are the following: Gee (909) 828-2329, and Edison (626) 302-1524. If a different telephone number should be used for the PHC, the party must provide that number in the PHC statement, which this ruling requires (see below).

The parties are advised that a PHC is a formal proceeding of the Commission and a court reporter will be present. Each party must be present by telephone or appear by an authorized representative who is fully informed and prepared to discuss, with specificity, the party's contentions.

Meet and Confer: On or before September 27, 2002, Gee and a representative of Edison are directed to meet and confer, in good faith, in person or by telephone to determine whether they can resolve this dispute informally. If the parties determine they can resolve this dispute informally, they shall notify me promptly by e-mail (xjv@cpuc.ca.gov). The PHC will be cancelled and following receipt of a joint request for dismissal of the complaint, the Commission will dismiss the complaint.

PHC Statements: If after meeting and conferring the parties determine that informal resolution is not possible, they shall file and serve, on or before October 4, 2002, PHC statements that respond to the questions in the Attachment to this ruling.

Therefore, **IT IS RULED** that:

1. A prehearing conference (PHC) will be held in this proceeding by telephone at the date and time set out above.
2. Each party must be present by telephone or must authorize a representative to appear for that party.
3. Each party or its representative shall be fully informed and prepared to discuss, with specificity, the party's contentions.
4. On or before September 27, 2002, Gee and a representative of Edison are directed to meet and confer, in good faith, in person or by telephone to determine whether they can resolve this dispute informally.

5. If after meeting and conferring the parties determine that informal resolution of this complaint is not possible, they shall file and serve, on or before October 4, 2002, PHC statements that respond to the questions in the Attachment to this ruling. Each PHC statement shall also contain a party's telephone number, if a number other than the one already provided to the Commission is to be used for the telephonic PHC.

6. Questions about the hearing date, time, or place, may be directed to the Commission's Calendar Clerk at (415) 703-1203.

Dated September 10, 2002, at San Francisco, California.

/s/ JEAN VIETH

Jean Vieth
Administrative Law Judge

ATTACHMENT
Clarification of Facts in Dispute

In the complaint filed June 13, 2002, Alex Gee (Gee) alleges that after May 2001 Southern California Edison (Edison) violated its “GS-SP agreement” by failing to bill Gee for electricity at his commercial property at the GS-SP rate. (Complaint, p. 4.) Edison’s answer, filed July 31, 2002, states that Gee’s building has been served under Schedule GS-1 since June 12, 2001. Gee’s reply, filed August 7, 2002 states, “At the beginning of the agreement, the GS-SP rate is acceptable and the current GS-1 schedule rate is not. The optional rate is not unreasonable.” (Reply, at p. 1.) Please respond to the following questions:

1. Between May 2002 and June 12, 2002, was Gee billed at a different rate or under a different rate schedule than Schedule GS-1? If so, please identify that rate or rate schedule.
2. When did Gee first obtain electric service from Edison at the commercial property in question?
3. Did Gee ever receive electric service under Schedule GS-SP at the commercial property in question? If so, when did Edison cease to bill Gee for electric service under Schedule GS-SP?

(END OF ATTACHMENT)

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Prehearing Conference, Directing Parties to Meet and Confer and Requiring Prehearing Conference Statements on all parties of record in this proceeding or their attorneys of record.

Dated September 10, 2002, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TTY# 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.